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Attorneys for  
JESUS RODRIGUEZ

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, ) No. CR. S-04-0387 MCE  
Plaintiff, )  
v. ) STIPULATION TO CONTINUE  
JESUS RODRIGUEZ, ) THE DATE FOR SENTENCING FROM  
Defendant. ) DECEMBER 10, 2009 TO JANUARY 14,  
 ) 2010 AT 9:00 A.M., AND TO CONTINUE  
 ) THE DATE FOR THE HEARING ON  
 ) DEFENDANT'S MOTIONS FOR NEW  
 ) TRIAL AND FOR OTHER RELIEF TO  
 ) THAT DATE

IT IS HEREBY STIPULATED AND AGREED between the defendant, Jesus Rodriguez, and the United States of America, through defense counsel, Bruce Locke and Assistant U.S. Attorney Phillip Talbert, that the December 10, 2009 date for hearing on the defendant's Motion for Continuance and Other Relief, for hearing on defendant's Motion for New Trial, and for sentencing should be vacated and a new date of January 14, 2010 should be set for the hearing on the Defendant's Motion for Other Relief, the hearing on the Motion for New Trial, and for sentencing. Defendant's reply to the government's opposition to defendant's motion for new trial shall be filed by January 7, 2010.

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1 DATED: December 9, 2009

/S/ Bruce Locke  
2 BRUCE LOCKE  
3 Attorney for Mr. Jesus Rodriguez

4 DATED: December 9, 2009

/S/ Bruce Locke  
5 for PHILLIP TALBERT  
6 Assistant U.S. Attorney

7 IT IS SO ORDERED.

8 Dated: December 10, 2009

  
9 MORRISON C. ENGLAND, JR.  
10 UNITED STATES DISTRICT JUDGE